

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

JAN 10 2005

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

112843-043

In Re Application Of **Kuslys et al.**

Application No.

10/088,766

Filing Date

June 20, 2002

Examiner

K. Shah

Customer No.

29157

Group Art Unit

645

Confirmation No.

2286

Title: **COMPOSITION COMPRISING CASEIN PROTEIN AND WHEY PROTEIN**

Address to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☒ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
112843-043

PATENT & TRADEMARK OFFICE  
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10/088,766	June 20, 2002	K. Shah	29157	645	2286

Title: COMPOSITION COMPRISING CASEIN PROTEIN AND WHEY PROTEIN

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☒ A check in the amount of \$180.00 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 02-1818 as described below.
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- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
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Signature of Person Mailing Correspondence

Heather Foster

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Dated: January 5, 2005

Signature

Robert M. Barrett  
Reg. No. 30,142  
BELL, BOYD & LLOYD LLC  
P.O. Box 1135  
Chicago, IL 60690-1135  
Phone: 312-807-4204

CC:

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**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.

112843-043

Patent Application Of: **Kuslys et al.**

Application No.

10/088,766

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Docket No.

112843-043

In Re Application: **Kuslys et al.**

Application No. <b>10/088,766</b>	Filing Date <b>June 20, 2002</b>	Examiner <b>K. Shah</b>	Customer No. <b>29157</b>	Group Art Unit <b>645</b>	Confirmation No. <b>2286</b>
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Title: **COMPOSITION COMPRISING CASEIN PROTEIN AND WHEY PROTEIN****Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

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**01-05-2005**

(Date)

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Heather Foster

Typed or Printed Name of Person Mailing Certificate

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Dated: **January 5, 2005**

Signature

**Robert M. Barrett**  
Reg. No. 30,142  
**BELL, BOYD & LLOYD LLC**  
P.O. Box 1135  
Chicago, IL 60690-1135  
Phone: 312-807-4204

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kuslys et al.  
Appl. No.: 10/088,766  
Conf. No.: 2286  
Filed: June 20, 2002  
Title: COMPOSITION COMPRISING CASEIN PROTEIN AND WHEY PROTEIN  
Art Unit: 1645  
Examiner: K. Shah  
Docket No.: 0112843-043

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited below, and on the attached PTO-1449 form, copies of which are enclosed, be made during the course of examination of the above-identified application for United States patent.

U.S. PATENT DOCUMENTS

<u>Document No.</u>	<u>Date</u>	<u>Inventor</u>
6,787,158	09-07-2004	Erdmann et al.

FOREIGN PATENT DOCUMENTS

<u>Document No.</u>	<u>Date</u>	<u>Country</u>
EP 0418593	03-27-1991	Schweikhardt et al.
EP 0880902	12-02-1998	Erdmann et al.

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY \_\_\_\_\_

Robert M. Barrett  
Reg. No. 30,142  
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Chicago, Illinois 60690-1135  
Phone: (312) 807-4204

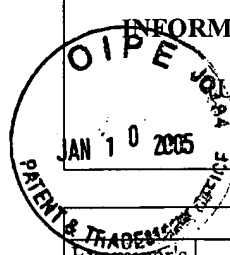
01/11/2005 RFEKADU1 00000007 10088766

01 FC:1806

180.00 0P

Dated: January 5, 2005

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b> (Use several sheets if necessary)  PTO Form 1449	Atty Docket No. 112843-043	Application No. 10/088,766
	Applicant Kuslys et al.	
	Filing Date June 20, 2002	Group 1645



U.S. PATENT DOCUMENTS							
Examiner's Initials		Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate
		6,787,158	09-07-2004	Erdmann et al.			

FOREIGN PATENT DOCUMENTS								
Examiner's Initials		Document Number	Publication Date	Country	Class	Subclass	Translation	
							Yes	No
		EP 0418593	03-27-1991	Schweikhardt et al.				
		EP 0880902	12-02-1998	Erdmann et al.				

Examiner's Initials		OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner:	Date Considered:
*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	